

I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

on March 16, 2006

Date of Deposit

Heidi A. Dare, Reg. No. 50,775

Name of applicant, assignee or  
Registered Representative

Heidi A. Dare

Signature

March 16, 2006

Date of Signature

Our Case No. 12946-4

Client Ref. P200400272 US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gert Jørgensen et al.

Serial No. 10/559,858

Filing Date: December 7, 2005

For AN APPARATUS FOR CONTROLLING  
THE COMPOSITION OF GASES WITHIN  
A CONTAINER

### RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

In accordance with the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated February 24, 2006, a copy of which is attached, enclosed herewith for filing are the following documents:

Fully executed Declaration for Patent Application and Power of Attorney for the above-referenced patent application.

Applicant:

claims small entity status. See 37 CFR1.27.

is other than small entity

Checks totaling \$130.00 for:

Filing Fee of \$\_\_\_\_\_.

Surcharge of \$130.00.

Additional Claim Fees of \$\_\_\_\_\_.

Search Fee of \$\_\_\_\_\_.

Examination Fee of \$\_\_\_\_\_.

Application Size Fee (for each additional 50 sheets that exceeds 100 sheets, including specification and drawings) of \$\_\_\_\_\_.

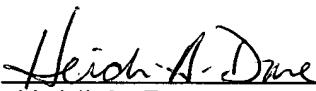
Petition for Extension of Time (37 C.F.R. § 1.136(a)) to file missing parts (in duplicate).

Other: \_\_\_\_\_.

The Commissioner is hereby authorized to charge any deficiencies in fees or credit overpayment to Deposit Account No. 23-1925. A duplicate copy of this paper is enclosed.

Respectfully submitted,

Dated: March 16, 2006

  
\_\_\_\_\_  
Heidi A. Dare  
Registration No. 50,775  
Attorney for Applicants

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, IL 60610  
(312)321-4200

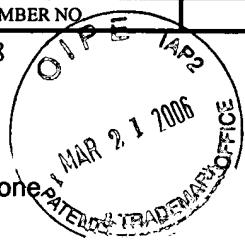


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO. 10/559,858	FIRST NAMED APPLICANT Gert Jorgensen	ATTY. DOCKET NO. 12946-4
INTERNATIONAL APPLICATION NO. PCT/DK04/00404		
I.A. FILING DATE 06/10/2004	PRIORITY DATE 06/10/2003	

Brinks Hofer Gilson & Lione  
 P O Box 10395  
 Chicago, IL 60610



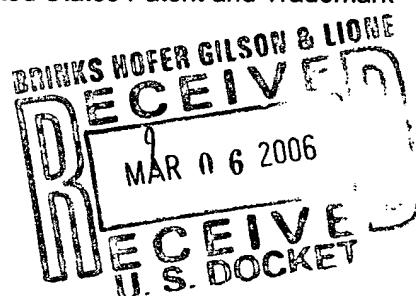
CONFIRMATION NO. 7429  
 371 FORMALITIES LETTER  
  
 \*OC000000018114481\*

Date Mailed: 02/24/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/07/2005
- Copy of the International Search Report filed on 12/07/2005
- Copy of IPE Report filed on 12/07/2005
- Preliminary Amendments filed on 12/07/2005
- Information Disclosure Statements filed on 12/07/2005
- U.S. Basic National Fees filed on 12/07/2005
- Priority Documents filed on 12/07/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

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Telephone: (703) 308-9140 EXT 212

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/559,858	PCT/DK04/00404	12946-4

FORM PCT/DO/EO/905 (371 Formalities Notice)

16 MAR 2006  
PCT

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: March 16, 2006 Name: Heidi A. Dare, Reg. No. 50,775 Signature: 

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Invn Appln. of: Gert Jorgensen et al.

Appln. No.: 10/559,858

Filed: December 7, 2005

For: An Apparatus for Controlling the Composition of Gases within a Container

Attorney Docket No: 12946-4

**BRINKS  
HOFER  
GILSON  
& LIONE**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

Check for \$130.00; Response to Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (in duplicate); copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US); Declaration; Power of Attorney

Return Receipt Postcard

**Fee calculation:**

No additional fee is required.

Small Entity.

An extension fee in an amount of \$ \_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).

A petition or processing fee in an amount of \$ \_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).

An additional filing fee has been calculated as shown below:

03/24/2006 PAYPAGE 00000140 10559858

01 FC:1617

	130.00 00	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Small Entity		Not a Small Entity	
					Rate	Add'l Fee	or	Rate
Total		Minus			x \$25=		x \$50=	
Indep.		Minus			x 100=		x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=		+\$360=	
					Total	\$	Total	\$0

**Fee payment:**

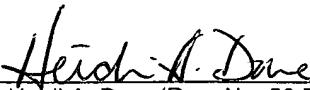
A check in the amount of \$130.00 for the Declaration Surcharge is enclosed.

Please charge Deposit Account No. 23-1925 in the amount of \$ \_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.

Payment by credit card in the amount of \$ \_\_\_\_\_ (Form PTO-2038 is attached).

The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

  
Heidi A. Dare (Reg. No. 50,775)

March 16, 2006  
Date